

PATENT
Attorney Docket No.: 47980-5001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Hidemi KURIHARA et al.)	Confirmation No.: 2459
)	
U.S. Application No.: 10/571,069)	Group Art Unit: Unassigned
)	
Filed: March 8, 2006)	Examiner: Unassigned
)	
For: THERAPEUTIC AGENT AND THERAPEUTIC)	
METHOD FOR PERIODONTAL DISEASES AND)	
PULPAL DISEASES)	

Commissioner of Patents
MAIL STOP PCT

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. § 371 IN THE U.S. DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. This replies to the Notification of Missing Requirements (Form PCT/DO/EO/905) mailed October 31, 2006.

A copy of the Notification of Missing Requirements (Form PTC/DO/EO/905) is enclosed.

2. Declaration Or Oath

- ☒ No declaration or oath was filed. Enclosed is the original Combined Declaration and Power of Attorney.
- ☐ The specification attached to the declaration is a copy of the specification and any amendments thereto which were filed in the PTO to obtain the filing date.
- ☐ The declaration or oath which was filed was determined to be defective. A new original Combined Declaration and Power of Attorney is attached.

3. English Translation of Non-English Language Papers

- ☐ Submitted herewith is a verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO.
- ☐ Also enclosed is the Verification of Translation Document

4. Small Entity Statement(s)

☒ Applicant(s) hereby assert small entity status.

12/08/2006 HKAYPAGH 00000124 10571069

01 FC:2617

65.00 DP

5. Fee Calculation

			Basic National Stage Fee: \$150.00	Previously Paid
	Number Filed	Number Extra	at a Rate of	
Total Claims	29 -20 =	0	\$25.00 each=	Previously Paid
Independent Claims	5 - 3 =	0	\$100.00 each=	Previously Paid
Multiple dependent claim(s), if any			\$180.00	Previously Paid
Missing Requirements Surcharge Fee			\$65.00	\$65.00
Application Size Fee \$250.00 for each additional 50 sheets that exceeds 100				\$0.00
Application Search Fee			\$200.00	Previously Paid
Examination Fee			\$100.00	Previously Paid
			SUB-TOTAL =	\$65.00
Fee For Application Filed With A Non-English Specification (37 C.F.R. § 1.17(k) and § 1.52(d))			\$65.00	\$0.00
Fee For Processing and retention of application (37 C.F.R. § 1.21(l) and § 1.53(d))			\$65.00	\$0.00
			TOTAL FILING FEE =	\$65.00

6. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☐ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. §§ 1.17(a)-(d), for the total number of months checked below:

	<u>Total Months Requested</u>	<u>Extension Fee</u>	<u>Extension Fee [Small Entity]</u>
<input type="checkbox"/>	One month	\$120.00	\$60.00
<input type="checkbox"/>	Two months	\$450.00	\$225.00
<input type="checkbox"/>	Three months	\$1,020.00	\$510.00
<input type="checkbox"/>	Four months	\$1,590.00	\$795.00
<input type="checkbox"/>	Five months	\$2,160.00	\$1,080.00

Extension of time fee due with this request: \$0.00

If an additional extension of time is required, please consider this a Petition therefor.

- ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

7. Fee Payment

The total fee due is:

Completion Fees	<u>\$65.00</u>
Assignment Fees	<u>\$40.00</u>
Total Fee Due	<u>\$105.00</u>

- ☒ A check in the amount of \$105.00 to cover the above fees is enclosed

- ☐ The Commissioner is hereby authorized to charge the total fee due to Deposit Account 50-0573.
- ☒ **Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R §1.16 and §1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0573.

8. Additional papers enclosed.

- ☐ Form PCT/IPEA/409 (English Translation)
- ☐ Preliminary Amendment
- ☐ PCT/IB/338 English translation of the International Preliminary Examination Report
- ☐ PCT/ISA/210 (International Search Report dated)
- ☐ Information Disclosure Statement
- ☐ Form PTO-1449, non-US patent documents as listed
- ☒ Assignment Recordation Cover Sheet (PTO Form-1595)
- ☒ Assignment of the invention to TWO CELLS CO. LTD and Hidemi KURIHARA

Respectfully submitted,

DRINKER BIDDLE & REATH LLP



Ronald L. Grudziecki, Reg. No. 24,970

Date: December 7, 2006

Customer No. 055694

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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P.O. Box 1450
Alexandria, Virginia 22317-1450
www.uspto.gov

TA12A

47980-5001

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/571,069	Hidemi Kurihara	YUASA-5001

INTERNATIONAL APPLICATION NO.

PCT/JP04/13023

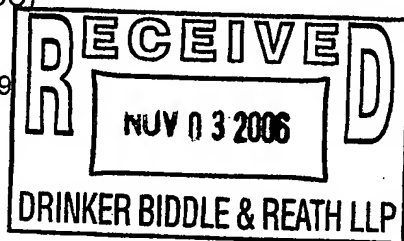
I.A. FILING DATE	PRIORITY DATE
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09/08/2004

09/09/2003

055694

DRINKER BIDDLE & REATH (DC)
1500 K STREET, N.W.
SUITE 1100
WASHINGTON, DC 20005-1209



CONFIRMATION NO. 2459

371 FORMALITIES LETTER



OC000000021034474

Date Mailed: 10/31/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 03/08/2006
- English Translation of the IA filed on 03/08/2006
- Copy of the International Search Report filed on 03/08/2006
- Copy of IPE Report filed on 03/08/2006
- Preliminary Amendments filed on 03/08/2006
- U.S. Basic National Fees filed on 03/08/2006
- Priority Documents filed on 03/08/2006
- Specification filed on 03/08/2006
- Claims filed on 03/08/2006
- Abstracts filed on 03/08/2006
- Drawings filed on 03/08/2006

Docketed

Case

Due Date

Action

By

Attorney

Chk

11/31/06
47980-5001
12/31/06
MISSING REQ. DUE
KJ

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

VIRGINIA L IRBY

Telephone: (571) 272-7633

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/571,069	PCT/JP04/13023	YUASA-5001